



SPW

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q78001

Takeya SAKAI, et al.

Appln. No.: 10/686,672

Group Art Unit: 2871

Confirmation No.: 8267

Examiner: Thanh Nhan P. Nguyen

Filed: October 17, 2003

For: RETARDATION FILM AND PROCESS FOR PRODUCING THE SAME

**RESPONSE UNDER 37 C.F.R. § 1.111**

**MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 25, 2005, please consider the remarks as submitted herewith on the accompanying pages.

**REMARKS**

Claims 1-5 are all the claims pending in the application. Claims 2-5 have been withdrawn.

**Claim Rejections - 35 U.S.C. § 103**

Claim 1 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Abileah (U.S. Patent No. 6,359,671) in view of Miyachi et al. (U.S. Patent No. 6,493,053). Applicants respectfully traverse this rejection in view of the following arguments.

The Examiner acknowledges that Abileah lacks a retardation film with primary refractive indexes which are obtained by rotating the first biaxial ellipsoid at an arbitrary rotational angle